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APR 20 2006

PATENT
Customer No. 34,986
Attorney Docket No. 01064.0011-04-000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Richard LEVY

) Group Art Unit: 1714

Serial No.: 09/357,957

) Examiner: Cephia D. Toomer

Filed: July 21, 1999

For: LUBRICANT COMPOSITIONS AND
METHODS

Commissioner for Patents

P. O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Appeals from the decision of the Examiner dated April 11, 2006.

The item(s) checked below are appropriate:

1. A Petition for extension of time to respond to the final rejection was filed on [Date] extending the period for response to [Date].
2. Applicant encloses a Petition for extension of time to further extend the period for response.
3. Ninety dollars of the balance of the Appeal Fee of \$250.00 (small entity)
 - is enclosed or
 - is to be paid by the attached FORM PTO 2038. An Appeal was filed in this application on January 2, 2002 with an appeal fee in the amount of \$160.00. The Manual of Patent Examining Procedure §1208.02 waives payment of \$160.00 of the Appeal fee in these circumstances. The attached FORM PTO 2038 authorizes payment of the \$90.00 balance due.

04/25/2006 YPOLITE1 00000029 09357957

01 FC:2401

250.00 OP

Application Serial No.: 09/357,957
Notice of Appeal dated April 20, 2006
Response to the April 11, 2006 Office Communication

Respectfully submitted,

THE LAW OFFICES OF ROBERT J. EICHELBURG

April 20, 2006

By: /Robert J. Eichelburg, Reg. No. 23,057/
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CERTIFICATE OF FACSIMILE TRANSMISSION PURSUANT TO 37 C.F.R. § 1.6 (d)

I hereby certify that this correspondence is being transmitted pursuant to 37 C.F.R. § 1.6(d)
by facsimile to The United States Patent and Trademark Office, Central FAX Number (571) 273-
8300 on the date indicated below.

April 20, 2006

By: /Robert J. Eichelburg, Reg. No. 23,057/
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